

BARRY J. PORTMAN
Federal Public Defender
JOHN PAUL REICHMUTH
Assistant Federal Public Defender
555 12th St. Suite 650
Oakland, CA 94607-3627
Telephone: (510) 637-3500

Counsel for LEON SMITH

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

LEON SMITH,

Defendant.

CR No. 02-40123-DLJ (LB)

STIPULATION TO CONTINUE
PRELIMINARY HEARING;
~~PROPOSED~~ ORDER

IT IS HEREBY STIPULATED, by and between the parties to this action, that the RULE 32.1(b)(1) PRELIMINARY HEARING date of February 14, 2012, presently scheduled at 9:30 a.m., before the Honorable Laurel Beeler, be vacated and re-set for February 23, 2012, at 9:30 a.m. The defendant stipulates that a hearing date of February 23, 2012 meets the “prompt hearing” requirement of that Rule.

The reason for this request is that defense counsel would like additional time to review the case and discuss it with Mr. Smith and opposing counsel prior to proceeding with the hearing. Defense counsel has been advised that an indictment is forthcoming, as well.

DATED: Feb. 13, 2012

/s/ _____
JENNIFER GASPAR
Special Assistant United States Attorney

1 DATED: Feb. 13, 2012

2 /s/ John Paul Reichmuth
3 JOHN PAUL REICHMUTH
4 Assistant Federal Public Defender
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1 UNITED STATES OF AMERICA VS. LEON SMITH

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3 **ORDER**

4 Upon stipulation of the parties to the above-entitled matter and good cause appearing,
5 IT IS HEREBY ORDERED that the PRELIMINARY HEARING date of February 14, 2012,
6 presently scheduled at 9:30 a.m., before the Honorable Laurel Beeler, be vacated and re-set for
7 February 23, 2012, at 9:30 a.m.

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9 DATED: February 15, 2012

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11 _____
12 LAUREL BEELER
13 UNITED STATES MAGISTRATE JUDGE
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